Kerala Gazette No. 47 dated 19th November 1957.
PART III

NOTIFICATION.

No. L1-14159/57. *Dated, Trivandrum, 6th November 1957.*

In exercise of the powers conferred under Section 102 of the Travancore-Cochin Panchayat Act (Act II of 1950) and the Rule 188 of the Panchayat Rules 1951, the Market bye-laws of the Kanthalloor Panchayat are hereby approved and notified by the Director of Local Bodies, the same having been duly passed by the Panchayat concerned, under Section 99 of the above said Act, after observing all the formalities contemplated under Rules 118, 186 and 187 of the Panchayat Rules, 1951.

P. N. Jacob,
Executive Engineer in charge of the
Trivandrum. *Director of Local Bodies.*

Market Bye-laws of the Kanthalloor Panchayat.

Public markets.

1. The market shall be open to all persons without distinction of caste or creed.

2. The market shall be open from sunrise to sunset on such days of the week as may be notified in the Gazette by the Director of Local Bodies.

3. The Panchayat may farm the market as a whole or in parts for a period not exceeding one year to the highest bidder subject to the following conditions:—

(*a*) The stalls shall be leased or let out by auction to the highest bidder for a period not exceeding one year as the Panchayat may from time to time resolve upon, by the Executive Authority or any one authorised by him in this behalf.

(*b*) The Executive Authority or the Officer authorised by him may also lease or let for trade sites or standings within the market premises, by auction to the highest bidder.

(*c*) Open spaces will be left for the sale of petty articles to the extent the ground would permit.

(*d*) The rent or fee due shall be payable in advance for the whole term, and when let on the monthly payment system one month's rent shall always be deposited in advance as earnest money and the rent for every month shall be paid in the Panchayat Office before the 15th of the month, in default of which the licence and the original deposit shall be liable to be forfeited and the stalls, sites or standings shall be resold, and the licensee shall be held responsible for any loss which may be sustained by the resale by public auction or by private contract. The licensee shall also be liable to be evicted. All amounts due from the licensee shall be recoverable under the provisions of the Revenue Recovery Act.

4. All articles brought into the market for sale in open space reserved for sale of petty articles by casual vendors shall be charged with an admission fee according to the rates prescribed in the schedule annexed.

The fees prescribed in the schedule below shall be paid at the entrance of the market to the Officer appointed by the Executive Authority or to the lessee or his authorised agent for the purpose and a receipt obtained from him.

5. Any person found carrying on sale within the market premises without a licence under bye-law 3 or receipt under bye-law 4 shall be summarily ejected.

6. All articles brought into the market shall be sold or exposed for sale in stalls, shops, standings or other places set apart by the Executive Authority from time to time for the purpose of selling such articles.

7. Any person guilty of a breach of any of these bye-laws and conditions of his licence shall be liable to have his licence suspended or withdrawn at the discretion of the Executive Authority and to be evicted from the market under the direction of the Executive Authority or Officer authorised by him.

8. Every tenant of a stall, shop or standing who shall employ another person to carry on his business at such stall, shop or standing on his behalf and as his agent shall register with the Executive Authority and from time to time keep so registered the name of every employee who may be for the time being deputed to act for him as aforesaid.

9. A tenant or occupier of a stall or holding shall on demand by the Executive Authority remove outside the market precincts or to such places as the Executive Authority may direct any hamper, box, barrel or other receptacle which he has so disposed as in the opinion of the Executive Authority to obstruct the public way or overcrowd the stall or interfere with due ventilation.

10. No putrid or unwholesome article of consumption shall be allowed to be exposed or sold in the market. The Executive Authority shall under such general orders as the Panchayat may from time to time pass, be at liberty to summarily remove or destroy all such articles and the lessee or the owner shall have no claim for compensation for any loss arising therefrom.

11. No article, the storing or sale of which shall not be done without a licence either from the Panchayat or from the Government shall be brought into the market for sale without such licence.

12. Articles prohibited to be sold shall not be brought into the market.

13. No person shall assign or sub-let or otherwise part with possession of any stall or shop or standing to another.

14. Any person resorting to the market as a buyer or seller, or as a cooly shall always comply with all lawful directions of the Executive Authority and other officers authorised by him.

15. No person resorting to the market shall spoil or make the place dirty or insanitary.

16. The Executive Authority or servants of Panchayat may expel from the premises any person who is found there drunk or begging or loitering or who misconducts himself or is a lunatic or who in any way infringes any of these bye-laws and may prevent such person from further carrying on any trade or business in the market or occupying any building, shop, stall or standing therein, if he is a tenant, occupier or vendor, or an agent or servant of any of these persons.

17. Servants employed by the Panchayat in the Public market are forbidden to ask for or receive any gratuity in money or otherwise.

PRIVATE MARKET

18. The licence fee for a private market shall be regulated by the area covered by the market as shown in the schedule annexed.

19. A licence may be granted for the use of any private place as a market or shop for sale of animals, meat or fish or as a market for sale of fruit or Vegetables:

(i) When the proposal to use the place for the said purpose having been notified to the public at least 7 days and all written objections thereto by persons resident within 50 yards of the site having been duly considered, the Panchayat approve of the proposal and the site ;

(ii) When there is no similar market within one mile of the proposed site ;

(iii) When there is no privy, latrine, urinal, dust-bin, burning ground or rubbish or nightsoil depot within 50 feet of the proposed site ;

(iv) When previous approval is obtained for the proposal from the Director of Local Bodies.

20. A licence may be granted for the use of a private place as a private market or shop for meat or fish or as a market for the sale of fruit or vegetables only on the following conditions :—

(i) That the licensee keeps on the premises such supply of water and such movable receptacles for refuse, and such buckets, shovels, brooms and other implements for cleaning purposes and for use in case of fire as the Panchayat from time to time prescribe and that he maintains the same always clean and in good repair ;

(ii) That the licensee causes the floor or pavements and furniture of his market or shop to be thoroughly washed down and blood, rubbish and garbage to be removed from the premises within two hours of the close of each day's business ;

(iii) That the licensee of a market employs or keeps on duty at such market for so long as it is open to the public so many peons as may be prescribed by the Panchayat in the licence for the purpose of maintaining order and preventing nuisance or obstructions in the market or in the approaches thereto ;

(iv) That the licensee of a market charges for the use of the market nothing more than the maximum fees prescribed in the Panchayat Market Rules 1954 ;

(v) That the licensee shall use the market for the sale of only of such articles for which the licence is granted and that no part of the market shall be used for any purpose other than that specified in the licence ;

(vi) That the licensee shall put up notice boards specifying the articles for the sale of which the various stalls or shops are set apart and used.

(vii) That the licensee shall at all reasonable hours give the Executive Authority or any employee deputed by him in this behalf free access to all parts of such shops and every facility for inspecting the same ;

(viii) That the licensee shall abide by the provisions of bye-laws and Rules 17 to 27 and 31 of the Panchayat Markets Rules 1954 as if his market was a public market.

21. A licence issued may be suspended or withdrawn at the discretion of the Panchayat whenever any of the above conditions are broken.

GENERAL

22. A breach or an abetment of a breach of any of the above bye-laws shall be punishable with fine which may extend to fifteen rupees and when the breach is a continuing one, with a further fine which may extend to five rupees for every day, after the first, during which the breach continues.

SCHEDULE

ADMISSION FEE FOR THE ARTICLES

			Rs.	nP.
1.	Head load	...	0	3
2.	Cart load	...	0	25
3.	Unloaded Carts	...	0	12
4.	Motor Vehicle load	...	0	75
5.	Unloaded Motor Vehicles	...	0	37
6.	Cows, bulls and buffaloes above 2 years of age	...	0	12
7.	Cattle, horse, asses load	...	0	6
8.	Calves of 2 years and below but not below 1 year	...	0	6
9.	Sheep, goats or asses above 2 years of age	...	0	12
10.	Poultry (Grown up fowls)	...	0	2

Note:—Calves that go with cows or she buffaloes will not be charged seperately.

LICENSE FEE FOR PRIVATE MARKET.

			Rs.	nP.
1.	If the area is 25 cents and below	..	20	0
2.	" 50 "	...	40	0
3.	" 75 "	..	80	0
4.	" 1 acre and below	..	100	0
5.	" 2 acres and below	..	140	0
6.	For every additional acre above two acres or fraction thereof	..	40	0

The fee for the renewal of a licence shall be 15 per cent of the gross income for the previous year.

NOTIFICATION

L. 1-14366/57. *Dated, Trivandrum, 5th November 1957.*

In exercise of the powers conferred under Section 102 of the Travancore-Cochin Panchayats Act (Act II of 1950) and the Rule 188 of the Panchayat Rules 1951, the Slaughter House bye-laws of the Oachira Panchayat are hereby approved and notified by the Director of Local Bodies, the same having been duly passed by the said Panchayat under Section 99 of the above said Act, after observing all the formalities contemplated under Rules 118, 186 and 187 of the Panchayat Rules.

Trivandrum.

P. N. JACOB,
Executive Engineer in charge of the Director of Local Bodies.

Bye-laws for the Control and Management of Slaughter houses of Oachira Panchayat.

1. No person shall without the written permission of the Executive Authority or otherwise than in conformity with such written permission slaughter, cut up or skin or permit to be slaughtered, cut up or skinned, any cattle buffalo, sheep, goat or pig in any place within the Panchayat area other than a public or private slaughter house provided by the Panchayat.

2. The Executive Authority may allow any animal to be slaughtered in such places other than temples within the Panchayat area as he thinks fit on occasions of festivals and ceremonies or as a special measure.

3. No person shall without a license from the Executive Authority or otherwise than in conformity with such license slaughter or permit to be slaughtered within the Panchayat area any cattle, buffalo, goat, or pig for purposes of sale to the Public.

4. The Executive Authority may authorise any person to slaughter without a license and without the payment of any fee any animal for the purpose of a religious ceremony in a place other than a temple or its precincts.

5. License fees for butchers shall be Re. 1 annually.

6. No person shall be allowed to bring any cattle, sheep, goat, buffalo or pig in the Slaughter House without the payment of an admission fee of Naye Paise Fifty (nP. 50) per bullock, cow or buffalo, and Naye Paise Twenty-five (nP. 25) for a sheep, goat, or Pig.

7. The Panchayat may farm out a public Slaughter House as a whole for a period not exceeding one year to the highest bidder subject to the following condition. The rent or fee due shall be payable in advance for the whole term and when let on the monthly payment system one month's rent shall always be deposited in advance as earnest

money and the rent for every month shall be paid in the Panchayat office before the 15th of that month, in default of which the contract and the original deposit shall be liable to be forfeited and the lessee shall be responsible for any loss which may be sustained by the re-sale by public auction or by private contract. All amount due from the lessee shall be recoverable under the provisions of the Revenue Recovery Act.

8. The fees prescribed shall be paid at the entrance of the Slaughter House to the officer appointed by the Executive Authority or to the lessee or his authorised Agents for the purpose and a receipt obtained from him.

9. The butchers and their agents shall register their names with the Executive Authority from time to time.

10. Every applicant to slaughter animals shall produce before the Executive Authority a certificate of health from a registered medical practitioner along with his applications.

11. The license shall be granted on payment of the annual fee, prescribed for the purpose.

12. Every applications for a license to open a private slaughter house shall be in the form annexed hereto and shall be accompanied by the opinion of the Public Heath Officer of the Department as to the fitness of the place for use as a slaughter house and a plan in duplicate of such place showing clearly the several portions thereof proposed to be used as slaughtering yard, skinning place and arriving room etc.

13. License shall be granted on payment of the prescribed fee, shall specify the name of the holder and shall not be transferable.

14. Every public or private slaughter house shall be situated in open ground at a distance of not less than 300 feet from the nearest human habitation or well or other source of domestic water supply and 100 feet from any public road.

15. Slaughtering of animals shall be permitted only during day time between 6 to 11 a. m and 2 to 6 p. m.

16. No sale of meat shall be permitted In any public or private slaughter house, but offal and skins may be sold in such places as may be assigned therein for such purposes from 10 to 11 a. m and 2 to 6 p. m.

GENERAL.

17. Any one resorting to the Slaughter House shall abide by the Rules, bye-laws and the orders issued by the Executive Authority or the Officers authorised by him.

18. A breach or an abetment of a breach of any of the above bye-laws shall be punishable with fine which may extend to fifteen rupees and when the breach is a continuing one with a further fine which may extend to five rupees every day after the first during which the breach continues.

FORM OF APPLICATION FOR LICENSE.

1. Name and address of the owner of the premises.
2. Whether to open a new Slaughter House or to continue the existing one.

3. Whether he is sole owner, lessee or tenant or
4. Whether jointly interested with any other person or persons and if so with whom.
5. Survey No. Boundaries, area, the description of the proposed site of the premises to be erected for use and occupation as a Slaughter House.
6. Description of the premises to be erected on such site.
   - (a) Nature, position, form, superficial area and cubical contents of the several buildings therein comprised.
   - (b) Extent of paved area in such buildings and materials to be employed in the paving of a such area.
   - (c) Means of water supply, position, form, materials, mode of construction and capacity of the several cisterns or tanks or other receptacles for water to be constructed for permanent use in or upon the premises.
   - (d) Mode of construction of internal surface of the walls of such buildings and materials to be employed in such construction.
   - (e) Means of drainage, position, size, materials and mode of construction of several drains.
   - (f) Means of lighting and ventilation.
   - (g) Means of a access for cattle from the nearest street or public thoroughfare.
   - (h) Number, position and dimensions of the several pounds, stalls, pens, and lairs, to be provided on the premises.
   - (i) Number of animals for which accommodation will be provided in such pounds, stalls, pens or lairs, distinguishing (1) Oxen, (2) buffalo, cows, (3) calves, (4) sheep and lamb,
   - (j) The days of week on which it is to be held.
   - (k) Name of the place where the nearest existing Slaughter House is held and the distance between the two.